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RESPONSE UNDER 37 C.F.R. 1.116

Expedited Procedure  
Examining Group 1651

Docket No.: 28053/38258  
(PATENT)

The undersigned hereby certifies that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Centralized Facsimile No. (571) 273-8300 on this date:

Dated: August 1, 2005

Signature: 

(Jeffrey S. Sharp)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

**Patricia L. CONWAY et al.**

Application No.: 09/889,085

Confirmation No.: 6842

Filed: January 9, 2002

Art Unit: 1651

For: IMPROVED MICROBIAL PREPARATIONS

Examiner: Vera Afremova

**AMENDMENT AFTER FINAL REJECTION (37 C.F.R. SECTION 1.116)****MS AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This is in response to the Office Action of May 31, 2005 in which all elected claims (41 and 76-153) remain rejected under one or more of 35 U.S.C. §§ 102(b) and 103(a), and for obviousness-type double patenting.

**A Listing of the Pending Claims begins on Page 2 of this paper.**

**Remarks/Arguments begin on Page 17 of this paper.**